

MAGISTRATE JUDGE NEWBERN COURTROOM MINUTES FOR CRIMINAL PROCEEDINGS

U.S.A. v. Elijah Millar, **No.** 3:25-cr-151

ATTORNEY FOR GOVERNMENT: Josh Kurtzman

ATTORNEY FOR DEFENDANT: David Baker ☒ **AFPD** ☐ **Panel** ☐ **Retained**

PRETRIAL SERVICES/PROBATION OFFICER: Tiana Rock

INTERPRETER NEEDED? ☐ **YES** ☒ **NO** **LANGUAGE/INTERPRETER:** _____
☐ **PRESENT** ☐ **TELEPHONE** ☐ **VIDEO**

☐ **Defendant consents to appear before the Magistrate Judge by video**

☐ **INITIAL APPEARANCE** ☐ **ON A SUMMONS** ☐ **ARRESTED ON:** _____

DEFENDANT HAS A COPY OF:

☐ Complaint ☐ Indictment ☐ Information ☐ Supervised Release Pet. ☐ Other: _____

☐ Defendant advised of the charges & maximum penalties ☐ Defendant advised of right to counsel

☐ Defendant provided the financial affidavit ☐ Counsel retained ☐ FPD Appointed

☐ Defendant advised of right to silence ☐ Defendant advised of right to Consular Notification

☐ GOVERNMENT & DEFENDANT advised of Due Process Protections Act of 2020

☐ Defendant advised of right to preliminary hearing ☐ Defendant waived preliminary hearing

☐ Government filed motion for detention ☐ Defendant Waived detention hearing

☐ Defendant temporarily detained ☐ Defendant reserved right to hearing in future

☐ Defendant to remain in Federal custody ☐ Defendant to be returned to state custody

☐ Defendant to remain on current conditions of supervised release

☐ Defendant released on:

☐ Standard ☐ Special ☐ Appearance Bond: _____ ☐ Property Bond

☐ RULE 5- Defendant advised of right to identity hearing ☐ Defendant waived identity hearing

☐ RULE 5- Defendant reserved right to have preliminary hearing in District of Prosecution

☐ RULE 5- Defendant elected to have detention hearing in District of Prosecution

☐ **PRELIMINARY/DETENTION/ARRAIGNMENT CONTINUED TO:** _____

☐ Good cause shown to exceed 5 business days

☐ **GRAND JURY WAIVED IN OPEN COURT** (Waiver of Indictment executed)

☒ **ARRAIGNMENT**

☒ Defendant acknowledges receipt of Indictment/Information ☐ Indictment/Information read to Defendant

☒ Defendant waived reading thereof ☐ Court advised maximum penalties

PLEA: ☐ **GUILTY** ☒ **NOT GUILTY**

☐ Misdemeanor- defendant consented to trial before Magistrate Judge

DATE: July 28, 2025

BEGIN TIME: 9:32 a.m.

☒ **Digitally Recorded** ☐ **Court Reporter:** _____

TOTAL TIME: 2 minutes

END TIME: 9:34 a.m.

1 min AR
1min DH

☐ **RULE 5 IDENTITY HEARING** CONTINUED TO: _____

- ☐ Defendant found to be person named in the warrant
- ☐ Defendant NOT found to be the person named in the warrant & released
- ☐ Defendant waived identity hearing

☐ **PRELIMINARY HEARING** CONTINUED TO: _____

- ☐ Probable Cause found ☐ Probable Cause NOT found; Released from custody
- ☐ Defendant waived preliminary hearing ☐ Other: _____
- ☐ RULE 5- Defendant reserved right to have hearing in the District of Prosecution

☒ **DETENTION HEARING** CONTINUED TO: _____

- ☐ Government withdrew motion for detention
- ☐ Bond set at: _____ ☐ Defendant released on: _____
- ☐ Defendant detained; order to enter
- ☒ Defendant waived detention hearing ☒ Defendant reserved right to hearing in future
- ☒ Defendant to remain in federal custody ☐ Defendant to be returned to state custody
- ☐ Government moved for stay of Defendant's release pending appeal
- ☐ RULE 5- Defendant elected to have hearing in District of Prosecution

☐ **OTHER**

- ☐ Type of hearing and outcome: _____

☐ **DEFENDANT DIDN'T APPEAR AS DIRECTED; BENCH WARRANT ISSUED**

NOTES/EVIDENTIARY MATTERS:☐ **Witness/Exhibit list attached**